IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-12-2007

CORAM

THE HON'BLE MR.JUSTICE M.JAICHANDREN

W.P.No.3155 of 2003

T.Maruthachalam .. Petitioner.

Versus

1.The State of Tamil Nadu
rep. by its Secretary,
Municipal Administration,
Chennai-9.

2.Mettupalayam Municipality,
Rep. by its Commissioner,
Mettupalayam. .. Respondents.

Prayer: This writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus, calling for the record relating to the order of the 1st respondent in G.O.(20 years) No.147, Municipal Administration and Water Supply (Nidhi 4) Department, dated 30.12.2000 and consequential of order of the 2nd respondent, dated 24.1.2003, in Na.Ka.No.2182/2002/A1 and quash the same and direct the 2nd respondent to renew the lease in favour of the petitioner in respect of shop No.7, Annadaily Market Annagi Rao Road, Mettupalayam.

For Petitioner : Mr.K.Selvaraj

For Respondents : Mr.V.Manoharan
Government Advocate (R1)
Mr.V.Subbarayan (R2)

O R D E R

Heard Mr.K.Selvaraj the learned counsel appearing for the petitioner and Mr.V.Manoharan the learned Government Advocate appearing for the first respondent and Mr.V.Subbarayan the learned counsel appearing for the second respondent.

2. It is submitted by the learned counsel appearing for the petitioner that in view of G.O.Ms.No.92, dated 3.7.2007, issued by the Municipal Administration and Water Supply Department, the petitioner becomes eligible for renewal of lease in respect of the

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shop, situate at No.7, Anna Daily Market, Annagi Rao Road, Mettupalayam. The learned counsel submits that it would suffice if the petitioner is permitted to make a representation to the second respondent to consider the request of the petitioner for renewal of lease with regard to the said shop.

3. It is submitted by the learned counsel appearing for the second respondent that as and when the petitioner submits a representation, the same would be considered and appropriate orders would be passed in accordance with law.

4. Considering the submissions made by the learned counsels appearing on either side, the petitioner is permitted to make a representation to the second respondent in the light of the G.O.Ms.No.92, dated 3.7.2007, issued by the Municipal Administration and Water Supply Department. On receipt of the same, the second respondent is expected to pass appropriate orders thereon, expeditiously.

With the above observations, this writ petition is disposed of. No costs.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

csh

To

1. The Secretary,
The State of Tamil Nadu
Municipal Administration,
Chennai-9.

2. The Commissioner,
Mettupalayam Municipality,
Mettupalayam.

+ 1 CC To Mr.K.Selvaraj, Advocate SR NO.72889

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